

**Judge Berman**

SAO 440 (Rev. 8/01) Summons

**UNITED STATES DISTRICT COURT**

Southern

District of

New York

SILVIN BLACKSTOCK

**SUMMONS IN A CIVIL ACTION**

V.

THE CITY OF NEW YORK, THE POLICE  
DEPARTMENT OF THE CITY OF NEW YORK

THE CITY OF NEW YORK POLICE  
OFFICERS MICHAEL DIMURRA AND  
JOHN DOE 1 THROUGH 4, THE SAME  
BELIEVED TO BE UNNAMED POLICE  
OFFICERS OF THE 47TH PRECINCT  
OF THE POLICE DEPARTMENT OF THE  
CITY OF NEW YORK,,

CASE NUMBER:

**08 CV 01541**

TO: (Name and address of Defendant)

THE CORPORATION COUNSEL  
THE CITY OF NEW YORK  
100 CHURCH STREET  
NEW YORK, NEW YORK 10007

**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)

IAN BELINFANTI, ESQ.  
481 8TH AVENUE, SUITE 1545  
NEW YORK, NEW YORK 10001

2008 FEB 15 PM 12:07

an answer to the complaint which is served on you with this summons, within TWENTY (20) days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

**J. MICHAEL McMAHON**

**FEB 14 2008**

CLERK

(By) DEPUTY CLERK

DATE

**UNITED STATES DISTRICT COURT  
THE SOUTHERN DISTRICT OF NEW YORK**

08

CV 08

Index No.:

Date Summons

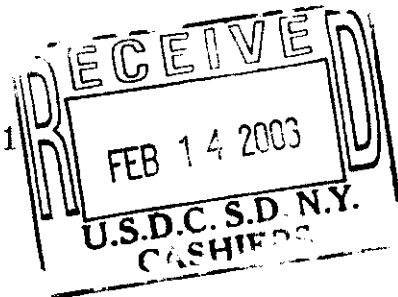
Filed:

SILVIN BLACKSTOCK,

Plaintiff,

-against-

THE CITY OF NEW YORK, THE POLICE DEPARTMENT  
OF THE CITY OF NEW YORK, THE CITY OF NEW YORK  
POLICE OFFICERS MICHAEL DiMURRA AND JOHN DOE 1  
THROUGH 4, THE SAME BELIEVED TO BE UNNAMED  
POLICE OFFICERS OF THE 47<sup>TH</sup> PRECINCT OF THE  
POLICE DEPARTMENT OF THE CITY OF NEW YORK,



Defendants.

PLAINTIFF, by and through his attorney, IAN BELINFANTI, complaining of  
defendants, alleges the following:

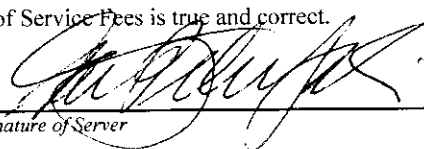
This is an action for money damages for defendants' violation of plaintiff's civil  
rights by unlawful arrest, detention, false imprisonment and malicious prosecution of  
plaintiffs, and infliction of emotional distress.

Plaintiff demands a trial by jury.

**COMPLIANCE WITH GEN. MUN. LAW, SECTION 50-i**

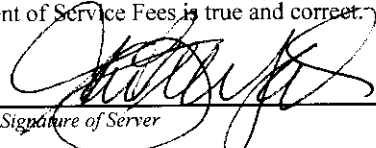
1. Heretofore and on or about June 5<sup>th</sup>, 2007, a notice of claim together with a  
notice to sue was duly served upon the defendant. That the notice of claim and notice  
of intention to sue was duly served upon the defendant within ninety (90) days after  
the cause of action of the plaintiff accrued.
2. That more than thirty (30) days have elapsed since the service of the notice of  
claim and notice of intention to sue upon the defendant.

AO 440 (Rev. 8/01) Summons in a Civil Action

<b>RETURN OF SERVICE</b>		
Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE: 2/21/2008	
NAME OF SERVER ( <i>PRINT</i> ) Ian Belinfanti	TITLE Attorney at Law	
<i>Check one box below to indicate appropriate method of service</i>		
<input checked="" type="checkbox"/> Served personally upon the defendant. Place where served: <div style="margin-left: 40px;">NYC Law Department, 100 Church Street, New York, NY 10007</div> <input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. <div style="margin-left: 40px;">Name of person with whom the summons and complaint were left:</div> <input type="checkbox"/> Returned unexecuted:  <input type="checkbox"/> Other (specify):		
<b>STATEMENT OF SERVICE FEES</b>		
TRAVEL	SERVICES	TOTAL \$0.00
<b>DECLARATION OF SERVER</b>		
<p style="text-align: center;">I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="width: 30%;"> <p>Executed on <u>4/2/2008</u></p> <p style="text-align: center; font-size: small;">Date</p> </div> <div style="width: 60%; text-align: center;">   <p style="text-align: center; font-size: small;">Signature of Server</p> </div> </div> <div style="text-align: center; margin-top: 20px;"> <p><u>481 8th Avenue, Suite 1545, New York , NY 10001</u></p> <p style="text-align: center; font-size: small;">Address of Server</p> </div>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

FD-440 (Rev. 8/01) Summons in a Civil Action

<b>RETURN OF SERVICE</b>		
Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE	2/15/2008
NAME OF SERVER (PRINT) Ian Belinfanti, Esq.	TITLE Attorney at Law	
<i>Check one box below to indicate appropriate method of service</i>		
<input checked="" type="checkbox"/> Served personally upon the defendant. Place where served: The Corporation Counsel of the City of New York, 100 Church Street, New York, New York 10007  <input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left:  <input type="checkbox"/> Returned unexecuted:  <input type="checkbox"/> Other (specify):		
<b>STATEMENT OF SERVICE FEES</b>		
TRAVEL	SERVICES	TOTAL \$0.00
<b>DECLARATION OF SERVER</b>		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <div style="display: flex; justify-content: space-between; align-items: flex-start;"> <div style="width: 30%;"> <p>Executed on <u>2/20/2008</u></p> <p style="text-align: center;">Date</p> </div> <div style="width: 60%; text-align: center;">   <p>_____ Signature of Server</p> </div> </div> <div style="text-align: center; margin-top: 20px;"> <p><u>481 8th Avenue, Suite 1545, New York, N.Y. 10001</u></p> <p>Address of Server</p> </div>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.